

PATENT  
Customer No. 22,852  
Attorney Docket No. 04329.3298

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:	)	
	)	
Yoshio OZAWA et al.	)	Group Art Unit: 2822
	)	
Application No.: 10/812,987	)	Examiner: Thanh Y. TRAN
	)	
Filed: March 31, 2004	)	Allowed: October 13, 2005
	)	
For: SEMICONDUCTOR DEVICE	)	Confirmation No.: 5987
AND METHOD OF	)	
MANUFACTURING THE SAME	)	

**HAND CARRY TO: Mail Stop 313(c)**  
**ATTENTION: Frances Hicks**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**RECEIVED**

FEB 22 2006

**OFFICE OF PETITIONS**

Sir:

**PETITION FOR WITHDRAWAL OF PATENT FROM ISSUE**

Pursuant to 37 C.F.R. § 1.313 (a), Applicants hereby respectfully petition the Assistant Commissioner to withdraw the above-identified application from issue to permit consideration of an Information Disclosure Statement (IDS) under 1.97 being submitted in a Request for Continued Examination (RCE) pursuant to § 1.114. According to the fee schedule set forth in 37 C.F.R. § 1.17(h), the required fee of \$130.00 for consideration of this Petition is enclosed herewith.

This request for withdrawal from issue is made to allow the Applicants to submit for the Examiner's consideration an (IDS) for documents that were first cited in a communication from the Japanese Patent Office in a counterpart foreign application and

this (IDS) is being filed within three months of the mailing date of that communication. Since the documents were not identified until after the Issue Fee was paid, the withdrawal of the present application is necessary in order to enable the Applicants to comply with their duty of disclosure.

In view of the foregoing, Applicants respectfully request that this application be withdrawn from issue.

Please grant any extensions of time required to enter this response and charge any additional required fees to our deposit account 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,  
GARRETT & DUNNER, L.L.P.

Dated: February 22, 2006

By:



Richard V. Burgujian  
Reg. No. 31,744